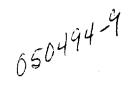
01738 RF 94

DUE DATE

DATE		
ACTION		
DIST		ENC
BERMAN H.S.	П	Т
CARNIVAL, G.J	\vdash	-
	\vdash	┢
COPP. R.D. CORDOVA. P.C		Т
DAVIS, J.G.		П
FERRERA, D.W.		
FRANZ, W.A.		
HANNI, B.J.		
HEALY, T.J.		
HEDAHL, T.G.		
HILBIG, J.G.		
HUTCHINS, N.M.		
KELL, H.E.		
KIRBY, W.A.		
KUESTER, A.W.		
MAHAFFEY, J.W.		
MANN, H.P.	Ц.	
MARX. G.E.	_	<u>. </u>
McKENNA, F.G.		_
VIORGAN, R.V.	L.	
PIZZUTO, V.M.	щ	ــــا
POTTER, G.L.	щ	ш
SANDLIN, N.B.	╙	
SATTERWHITE, D.G.	<u> </u>	_
SCHUBERT, A.L.	-	
SETLOCK, G.H. STIGER, S.G. SULLIVAN, M.T. SWANSON, E.R.		_
STIGET, S.G.	X.	_
SWANSON ER	-	_
WILKINSON, R.B.	-	
WILSON, J.M.	H	_
77160017, 0.171.	\vdash	
T /	\forall	_
Bushy W.	М	





Department of Energy

ROCKY FLATS OFFICE P.O. BOX 928 GOLDEN, COLORADO 80402-0928

<u>[55</u> 3 8 50 70 10 1

APR 2 9 1994

794-DOE-04830

Mr. Martin Hestmark
U. S. Environmental Protection Agency, Region VIII
ATTN: Rocky Flats Project Manager, 8HWM-RI
999 18th Street, Suite 500, 8WM-C
Denver, Colorado 80202-2405



000028013

Mr. Gary Baughman Hazardous Waste Facilities Unit Leader Colorado Department of Health 4300 Cherry Creek Drive South Denver, Colorado 80222-1530

ADMIN RECORD

Gentlemen:

The U.S. Department of Energy (DOE) understands that efforts are presently ongoing to finalize a Consent Agreement that would complete the terms of Point 5 of the April 14, 1994, Informal Resolution of the Operable Unit No. 8 (OU 8) dispute. The Informal Resolution addressed OU 8, but also applied to the other Industrial Area (IA) OUs. We further understand that Point 5 was targeted for resolution by April 28, 1994. Notwithstanding the parties efforts, however, complete resolution of the OU 8 dispute and execution of the Consent Agreement by April 29, 1994 was not attained and DOE is in jeopardy for OU 9. We believe OU 8 dispute process is proceeding effectively. The DOE proposes, therefore, a two week extension of the targeted date to May 12, 1994, which allows sufficient time for the process to continue to resolve outstanding issues for OU 8 and the remaining IA OUs.

As a protective measure, however, and in the event that the dispute resolution for OU 8 is unsuccessful, DOE wishes to preserve its defense and its rights to dispute the April 14, 1994 Draft and Final Phase I RCRA Facility Investigation/Remedial Action Report modification and Table 6 milestone date extension denials on OU 9. The DOE seeks to reserve the right to dispute the decisions of Colorado Department of Health to deny DOE's March 17, 1994 request for modification to work under Part 32 of the Interagency Agreement (IAG) and request for schedule extension under Part 42 of the IAG.

CORRES CONTROL	х	X_
ADMN RECORD/080	X	57
PATS/T130G		

Reviewed for Addressee Corres, Control RFP

5/8/94 Cm

Ref Ltr. #

DOE ORDER # 5400.

MAY 1994
RECEIVED
RECORDS CENTER
RECORDS CENTER
RECORDS CENTER

Sincerely,

Jessie Roberson

Acting Assistant Manager for Environmental Restoration

DOCUMENT CLASSIFICATION REVIEW WAIVER PER CLASSIFICATION OFFICE M. Hestmark & G. Baughman 94-DOE-04830

cc M. Silverman, OOM, RFFO L. Smith, OOM, RFFO A. Rampertaap, EM-453 M. McBride, ER, RFFO S. Stiger, EG&G W. Busby, EG&G